

Remarks

I. The Status of the Claims

Claims 1-8, 17-23 and 32-37 are pending in the application. Claims 1-8, 17-23, 32, 34, 36 and 37 stand rejected.

II. The Rejection Under 35 U.S.C. § 103

The Advisory Action maintains the rejection of claims 1-8, 17-23, 32, 34, 36 and 37 under 35 U.S.C. § 103 as being unpatentable over Kim et al. (WO 99/20745) in view of Chen et al. (U.S. Patent No. 5,922,352) and Sangekar et al. (U.S. Patent No. 4,992,277). Applicants respectfully traverse the rejection.

As discussed in the Amendment submitted on September 22, 2009, Kim et al., which discloses *enteric coated granules*, does not disclose a dosage form comprising an overcoated shell portion that surrounds the core that comprises a composition comprising 40 to 95 weight percent of a high molecular weight water soluble polymer having a weight average molecular weight from about 140,000 to about 1,150,000 and a cloud point from about 20 to about 90° C, 5 to 25 weight percent carrageenan, and 0.5 to 5 weight percent gellan gum as claimed.

Also as discussed in the Amendment submitted on September 22, 2009, Chen et al., which discloses a *granulation containing active mixed with polymer*, does not disclose a dosage form comprising an overcoated shell portion that surrounds the core that comprises a composition comprising 40 to 95 weight percent of a high molecular weight water soluble polymer having a weight average molecular weight from about 140,000 to about 1,150,000 and a cloud point from about 20 to about 90° C, 5 to 25 weight percent carrageenan, and 0.5 to 5 weight percent gellan gum as claimed.

Furthermore, as discussed in the Amendment submitted on September 22, 2009, Sangekar et al., which discloses *active and polymer in a mixture*, does not disclose a dosage form comprising an overcoated shell portion that surrounds the core that comprises a composition comprising 40 to 95 weight percent of a high molecular weight water soluble polymer having a weight average molecular weight from about 140,000 to about 1,150,000

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and a cloud point from about 20 to about 90° C, 5 to 25 weight percent carrageenan, and 0.5 to 5 weight percent gellan gum as claimed.

Reconsideration and withdrawal of the rejection of claims 1-8, 17-23, 32, 34, 36 and 37 under 35 U.S.C. § 103 over Kim et al. (WO 99/20745) in view of Chen et al. (U.S. Patent No. 5,922,352) and Sangekar et al. (U.S. Patent No. 4,992,277) are respectfully requested.

III. Conclusion

Early consideration and prompt allowance of the claims are respectfully requested.

If there are any other fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 10-0750/MCP5007USCIP1/LAD.

Respectfully submitted,

/Laura A. Donnelly/

Laura A. Donnelly
Reg. No. 38,435
Attorney for Applicant(s)

Johnson & Johnson
One Johnson & Johnson Plaza
New Brunswick, NJ 08933-7003
(732) 524 1729